## **REQUEST AND CERTIFICATION** UNDER 35 U.S.C. 122(b)(2)(B)(i)

Attorney Docket No.

03-767

First Named Inventor

Ryan J. Highland

Express Mail Label No. EV333551070US

I hereby certify that the invention disclosed in the attached application has not been and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Name	McDonnell Boehnen Hulbert & Berghoff	
Address	32 <sup>nd</sup> Floor, 300 South Wacker Drive	
City, State, Zip Chicago, Illinois 60606		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED		
Name	Brian R. Harris	
Reg. No.	45,900	
Signature	RRbins	
Date	August 5, 2003	



<b>UTILITY PATENT APPLICATION TRANSMITTAL</b>		
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(Only for new nonprovisional applications under 37 CFR 1.53(b))		

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ADDRESS TO:			Atternay Desket No. 02 707	15°	
Mail Stop Patent Application		•	Attorney Docket No. 03-767  First Named Inventor Ryan J. Highl	6344 /6344	
Commissioner for Patents P.O. Box 1450		D. Box 1450	, ,	1524	
	Ale	xandria, Virginia 22313-1450	Express Mail No. EV333551076	·	
		APPLICATION ELEMENTS	ACCOMPANYING APPLICATION	ON PARTS	
1. 2. 3. 4.		Transmittal Form with Fee Specification (including claims and abstract) [Total Pages 40] Drawings [Total Sheets 6] Oath or Declaration [Total Pages 2]	<ul> <li>9. Assignment Papers</li> <li>10. Power of Attorney</li> <li>11. English Translation Document</li> <li>12. Information Disclosure State</li> <li>PTO-1449 Form</li> </ul>		
	a. b.	Newly executed Copy from prior application [Note Boxes 5 and 18 below]  i. Deletion of Inventor(s) Signed statement attached deleting inventor(s) named in the prior application	☐ Copies of IDS Citations  13. ☐ Preliminary Amendment  14. ☒ Return Receipt Postcard (Should be specifically itemized)  15. ☐ Certified Copy of Priority Doc  16. ☒ A Request for non-publicatio		
5.		Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.	35 U.S.C. § 122(b)(2)(B)(i) 17. ☑ Other: Patent Data Sheet	•	
6.		<ul> <li>Computer Code Listing (See 1.96)</li> <li>a.  Microfiche Appendix</li> <li>b.  CD-Rom (in duplicate, with separate transmittal)</li> </ul>			
7.		Nucleotide and/or Amino Acid Sequence Submission a.			
8.	$\boxtimes$	<ul> <li>c.  Statement verifying above copies</li> <li>Small Entity Status</li> <li>is claimed</li> <li>Statement filed in prior application;</li> <li>status still proper and desired</li> <li>is no longer claimed.</li> </ul>			
18.	$\boxtimes$	This is a CONTINUING APPLICATION. PI	ease note the following:		
 	a. ☑ This is a ☐ Continuation ☐ Divisional ☑ Continuation-in-part of prior U.S. Patent Application Serial No. 10/260,644.				
		b.   Cancel in this application original claims of the prior application before calculating the filing fee. (At least one claim must remain.)			
	<ul> <li>c. ☐ Amend the specification by inserting before the first line the sentence:</li> <li>This is a ☐ continuation ☐ divisional ☐ continuation-in-part of application Serial No.</li> </ul>				
	d.   The prior application is assigned of record to				

UTILITY PATENT APPLICATION TRANSMITTAL			Attorney Docket No. 03-767		
APPLICATION FEES					
BASIC FEE	\$ 750.00				
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	27 -20 =	7	x \$18.00	\$ 126.00	
Independent Clair		0	x \$84.00	\$	
	ndent Claims(s) if applicable		+\$280.00	\$	
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		Reduction by 50% for filing	by small entity = + \$40.00	\$(438.00)	
Assignment fe	\$ 40.00				
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19.  Please c	harge my Deposit Account	No. 13-2490 in the amount	or \$		
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21. The Commiss	sioner is hereby authorized	to credit overpayments or	charge any additio	nal fees of the	
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	23. CERTIFICATE OF MAILING				
	that, under 37 CFR § 1.16				
	the United States Posta				
	ail Stop Patent Applicatio		ents, P.O. Box 1	450, Alexandria,	
Virginia 22313-1450, on the date indicated below.					
	24. USP1	O CUSTOMER NUMBER			
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MaDannall Dankman II II and Dank III					
McDonnell Boehnen Hulbert & Berghoff					
25. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED					
Name	Brian R. Harris				
Reg. No.	Reg. No. 45,900				
1.6g. 140.	10,30				
Signature SM Hun					
Date	Date August 5, 2003				

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ADDRESS TO:  Mail Stop Patent Application Commissioner for Patents		Attorney Docket No. 03-767  First Named Inventor Ryan J. Highland			
	P.O. Box 1450	First Named Inventor Ryan J. Highland			
Alexandria, Virginia 22313-1450		Express Mail No. EV333551070US			
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extension or time.	23. CERTIFICATE OF MAILING				
I hereby certify th	at, under 37 CFR § 1.10,	I directed that the	e corre	spondence iden	tified above be
	ne United States Postal				
addressed to Mai	Stop Patent Application,	Commissioner fo	or Pate	nts, P.O. Box 14	150, Alexandria,
Virginia 22313-14	50, on the date indicated b	elow.			
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Name	Brian R. Harris				
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